IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

PIL WRIT PETITION NO. 83 OF 2006

Shahidbhai Aktar and Ors ...Petitioners

versus

The State of Maharashtra and Anr ... Respondents

Mr Harshad Mirashi for the Petitioners

Mr. B. Saraf for respondent No.l

CORAM: KSHITIJ R. VYAS, C.J., &
ABHAY S. OKA,J.

DATE: JUNE 28, 2006.

P.C.

In this petition a grievance is made about some illegal and unauthorised constrution carried out by one Kanuba Pandurang Doiphode of Thakker Bappa Colony, Chembur. It is the grievance of the petitioner that even though he has addressed several communications to respondent No.2, no action has been taken in the matter. This petition, in our opinion, is required to be rejected on the short ground that one Bhagwan M. Devriya has filed a P.I.L being P.I.L (Lodging) No.23 of 2006, for the same relief and same was rejected as withdrawn by order dated 1.3.2006, for the reasons stated in his affidavit dated 24th February, 2006. Therefore, the only direction that

can be given in this petition is to direct respondent No. 2 to consider the complaint made by the petitioner. Therefore, we direct responeent No.2 to consider the complaint of the petitioner in accordance with law. With these observations, we reject the petition.

CHIEF JUSTICE

ABHAY S. OKA, J.